

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

KELLY L. KINCER,	:	Case No. 1:18-cv-452
	:	
Petitioner,	:	Judge Timothy S. Black
	:	Magistrate Judge Karen L. Litkovitz
vs.	:	
	:	
WARDEN, FCC PETERSBURG,	:	
	:	
Respondent.	:	
	:	

**DECISION AND ENTRY  
ADOPTING THE REPORT AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE (Doc. 3) AND  
TERMINATING THIS CASE IN THIS COURT**

This case is before the Court pursuant to the Order of General Reference to United States Magistrate Judge Litkovitz. Pursuant to such reference, the Magistrate Judge reviewed the pleadings filed with this Court and, on August 16, 2018, submitted a Report and Recommendation. (Doc. 3). No objections were filed.

As required by 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b), the Court has reviewed the comprehensive findings of the Magistrate Judge and considered *de novo* all of the filings in this matter. Upon consideration of the foregoing, the Court does determine that the Report and Recommendation should be and is hereby **ADOPTED** in its entirety.


Accordingly, for the reasons stated above:

- 1) Petitioner's case is **DISMISSED** for want of prosecution.

- 2) The Clerk shall enter judgment accordingly, whereupon this case is  
**TERMINATED** from the docket of this Court.

**IT IS SO ORDERED.**

Date: 10/1/18

  
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Timothy S. Black  
United States District Judge